

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
Charlottesville Division

JASON KESSLER and  
DAVID MATTHEW PARROTT,

Plaintiffs,

v.

Case No. 3:19-cv-00044-NKM

CITY OF CHARLOTTESVILLE,  
TARRON J. RICHARDSON,  
AL S. THOMAS,  
BECKY CRANNIS-CURL, and  
MAURICE JONES,

Defendants.

**DEFENDANT AL THOMAS, JR.'S MOTION TO DISMISS**

COMES NOW Defendant Al Thomas, Jr. ("Chief Thomas"), by counsel, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and moves this Court to dismiss the Complaint filed against him, with prejudice, on the grounds that the Complaint fails to state a claim upon which relief can be granted and fails to allege facts sufficient to establish a legally cognizable cause of action. Chief Thomas relies upon and incorporates his Brief in Support of Motion to Dismiss as if fully set forth herein.

WHEREFORE, Defendant Al Thomas, Jr., by counsel, respectfully requests that this Court enter an Order granting the Motion to Dismiss, dismissing the Complaint against him with prejudice, and awarding costs and such other relief as is appropriate.

**AL THOMAS**

By Counsel

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## C E R T I F I C A T E

I hereby certify that on the 25th day of October, 2019, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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